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**UNITED STATES BANKRUPTCY COURT
NORTHERN DISTRICT OF CALIFORNIA**

In re

MARK KESEL,

Debtor.

Case No. 10-41653-RJN

CHAPTER 11

Hon. Randall J. Newsome

**STIPULATION TO EXTEND DEADLINE
TO DETERMINE DISCHARGEABILITY**

[No hearing required]

WHEREAS on February 16, 2010, the above-captioned debtors commenced this case.

WHEREAS the deadline to file a complaint to determine dischargeability of certain debts is May 14, 2010.

WHEREAS the Court granted the Debtors' motion for relief from the automatic stay to proceed with and participate in the appeal that is now pending in the Federal Circuit Court in the matter of Applied Materials, Inc. v. MultiMetrixs, LLC, Mark Kesel, Boris Kesil, and Elik

1 Gershenzon (Docket No. 39) (the “Appeal”).

2 WHEREAS the determination of the dischargeability of the debt owed to Applied
3 Materials that is the subject of the Appeal (the “Debt”) may be rendered moot if the Debtors
4 prevail in the Appeal.

5 The undersigned parties, by and through their counsel have conferred, and subject
6 to this Court’s approval, have agreed and stipulated that the:

7 1. The deadline for Applied Materials, Inc. to file a complaint to determine
8 the dischargeability of the Debt is extended to the first business day that is 45 days after the
9 mandate is issued in the Appeal by the Federal Circuit Court.

10 2. The deadline may be further extended by stipulation of the parties or Court
11 order.

12 3. All other rights of the parties are reserved.

14 Dated: April 16, 2010

Respectfully submitted,

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